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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/070,387	03/06/2002	Naoki Midoh	2002-0317A	2875

513 7590 12/27/2006  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K STREET N. W.  
SUITE 800  
WASHINGTON, DC 20006-1021

EXAMINER
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STEADMAN, DAVID J

ART UNIT	PAPER NUMBER
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1656

MAIL DATE	DELIVERY MODE
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12/27/2006

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b> 10/070,387	<b>Applicant(s)</b> MIDOH ET AL.	
	<b>Examiner</b> David J. Steadman	<b>Art Unit</b> 1656	

**All Participants:**

(1) David J. Steadman.

(2) Jay F. Williams.

**Status of Application:** \_\_\_\_\_

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

**Date of Interview:** 21 December 2006

**Time:** approximately 10 am

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

**Exhibit Shown or Demonstrated:** ☐ Yes ☒ No  
 If Yes, provide a brief description:

**Part I.**

**Rejection(s) discussed:**  
 NONE

**Claims discussed:**  
 NONE


**Prior art documents discussed:**  
 NONE

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**  
 See Continuation Sheet

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

 <b>DAVID J. STEADMAN, PH.D.</b> <b>PRIMARY EXAMINER</b>	
(Examiner/SPE Signature)	(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The examiner noted that he was unable to find support for the "95% homology" limitation in the foreign priority documents and without such support, prosecution would be re-opened and a rejection under 102(a) would be re-instated. The examiner noted that a non-final Office action to that effect would be forthcoming. .